

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: ASBESTOS PRODUCTS
LIABILITY LITIGATION (NO. VI)

CIVIL ACTION NO. MDL 875

W.D.N.C. 1:04-CV-32

This Document Relates to:

CAROLYNE ADAMS DAY, Personal
Representative of the Estate of
DONALD W. LAYTON,SR.,

Plaintiff,

v.

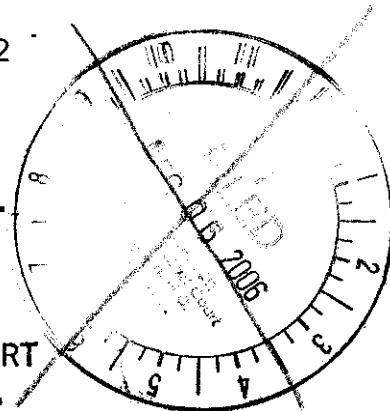
THE ANCHOR PACKING COMPANY,
et al, including JOHN CRANE, INC.

Defendants.

FILED
CHARLOTTE, N. C.

DEC 8 2006

U. S. DISTRICT COURT
W. DIST. OF N. C.



ORDER OF DISMISSAL

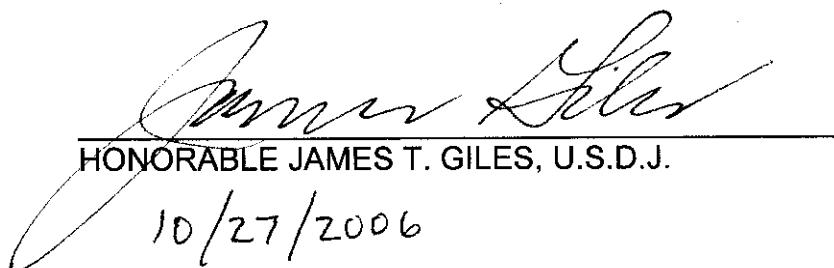
AND NOW, this 27th day of October, 2006, pursuant to MDL
875 Pretrial Order No. 3, Section 3.I.C., upon consideration of the request for dismissal
of defendant John Crane, Inc., all counsel of record having been served with its letter
motion requesting dismissal by agreement, and there being no opposition to the entry of
this Order;

IT IS HEREBY ORDERED that the request for dismissal is granted with prejudice
as to the claims of the Carolyne Adams Day, Personal Representative of the Estate of
Donald W. Layton, Sr., and without prejudice as to all crossclaims against defendant
John Crane, Inc. for the following reason:

- _____. 1. Movant did not come into existence until after plaintiff's alleged
asbestos exposure.

2. Movant never manufactured, distributed, sold or otherwise supplied any asbestos-containing product prior to or at the time of plaintiff's alleged exposure.
3. Movant never manufactured, distributed, sold or otherwise supplied any asbestos-containing product to plaintiff's employer or performed any work involving asbestos at plaintiff's place(s) or employment.
4. The absence of evidence of exposure to Movant's asbestos-containing products;
5. Other grounds.

SO ORDERED:



JAMES T. GILES T.

HONORABLE JAMES T. GILES, U.S.D.J.

10/27/2006

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In This Office

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CLERK U.S. DISTRICT COURT
GREENSBORO, NC

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